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PTO/SB/21 (09-04)
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/733,030
		Filing Date	Dec 11, 2003
		First Named Inventor	Morton, William R.
		Art Unit	3617
		Examiner Name	Robert J. McCarry, Jr.
Total Number of Pages in This Submission	2	Attorney Docket Number	5737700/25422

ENCLOSURES (Check all that apply)		
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Firm Name	Davis, Brown, Koehn, Shors & Roberts, P.C.		
Signature	<i>Daniel A. Rosenberg</i>		
Printed name	Daniel A. Rosenberg		
Date	November 7, 2005	Reg. No.	44308

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**NOTICE OF APPEAL FROM THE EXAMINER TO
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5737700/25422

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on November 7, 2005

Signature

Jamie WharecTyped or printed
nameJamie WharecIn re Application of
Morton et al.Application Number
10/733,030Filed
12/11/2003

For Identity Preserved Grain Container

Art Unit 3617

Examiner McCarry Jr., Robert J

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 500.00☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:\$ 250.00☒ A check in the amount of the fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. _____ I have enclosed a duplicate copy of this sheet.☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐ applicant/inventor.☐ assignee of record of the entire interest.See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)☒ attorney or agent of record.Registration number 44308☐ attorney or agent acting under 37 CFR 1.34.

Registration number if acting under 37 CFR 1.34. _____

Daniel A. Rosenberg

Signature

Daniel A. Rosenberg

Typed or printed name

515-288-2500

Telephone number

11/7/05

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.



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